


Please type a plus sign (+) inside this box 

SUBSTITUTE for PTO/SB/05 (03-01) Utility Patent Application Transmittal
Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	21166Y
First Inventor or Application Identifier	W. D. Moore et al.
Title	PHARMACEUTICAL FORMULATION
Express Mail Label No.	

17410 U.S. PTO
10/625004
36768

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☒ Specification [Total Pages]
3. ☐ Drawing(s) (35 USC 113) [Total Sheets]
4. Oath or Declaration
 - a. ☐ Newly executed (original or copy)
 - b. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 14 completed)
 - i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33 (b).
5. ☐ Application Data Sheet. See 37 CFR 1.76
6. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. ☐ Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

7. ☐ Assignment papers (cover sheet & document(s))
8. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
9. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
10. ☐ Preliminary Amendment
11. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
12. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
13. ☒ Other: Unsigned Declaration & Power of Attorney

14. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No. _____ / _____

Prior application information: Examine Group/Art Unit: _____

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference.


15. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label

Customer No. 000210

(Insert Customer No. or Attach bar code here)

NAME	CAROL S. QUAGLIATO				
ADDRESS	Merck & Co., Inc., P. O. Box 2000 - Patent Dept., RY60-30				
CITY	Rahway	STATE	NJ	ZIP CODE	07065-0907
COUNTRY	USA	TELEPHONE	732-594-3809	FAX	732-594-4720

Name	CAROL S. QUAGLIATO	Registration No. (Attorney/Agent)	35,330
Signature		Date	7/22/2003

EXPRESS MAIL CERTIFICATE

DATE OF DEPOSIT July 22, 2002

EXPRESS MAIL NO. EV321982877US

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE" ON THE ABOVE DATE IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

MAILED BY 

DATE July 22, 2003

EXPRESS MAIL CERTIFICATE
DATE OF DEPOSIT July 22, 2003
EXPRESS MAIL NO. 9539 1982877US
 THEREBY CERTIFYING THIS CORRESPONDENCE IS
 BEING DEPOSITED WITH THE UNITED STATES POSTAL
 SERVICE AS EXPRESS MAIL, POST OFFICE TO ADDRESSEE
 ON THE ABOVE DATE IN AN ENVELOPE ADDRESSED TO
 COMMISSIONER FOR PATENTS, P.O. BOX 1450,
 ALEXANDRIA, VIRGINIA 22313-1450.

Approved for use through 04/30/2003. OMB 0651-0032
 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
 SUBSTITUTE FOR PTO/SB/17(05-03)/FEE TRANSMITTAL for FY 2003*

MAILED BY USPS (When fee is in full, no signature is required.)

DATE July 22, 2003

TOTAL AMOUNT OF PAYMENT

\$1,110

Complete if Known

Application Number	To Be Assigned
Filing Date	July 22, 2003
First Named Inventor	W. D. Moore et al.
Examiner Name	
Group Art Unit	
Attorney Docket Number	21166Y

METHOD OF PAYMENT (Check one)

☒ Deposit Account

Deposit Account Number 13-2755

Deposit Account Name Merck & Co., Inc.

The Director is authorized to:

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

FEE CALCULATION

1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1001	750	Utility filing fee	<u>750</u>
1002	330	Design filing fee	
1004	750	Reissue filing fee	
1005	160	Provisional filing fee	

SUBTOTAL(1) \$750

2. EXTRA CLAIM FEES

	Extra	Fee from below	Fee Paid
Total Claims	<u>40</u> - <u>20</u> ** = <u>20</u>	x \$18 =	<u>360</u>
Independent Claims	<u>3</u> ** = <u>0</u>	x \$84 =	<u>0</u>
Multiple Dependent Claims		\$280 =	

**or number previously paid, if greater; For Reissues, see below

Large Fee Code	Entity Fee (\$)	Fee Description
1202	18	Claims in excess of 20
1201	84	Independent claims in excess of 3
1203	280	Multiple dependent claim, if not paid
1204	84	**Reissue independent claims over original patent
1205	18	**Reissue claims in excess of 20 and over original patent

SUBTOTAL(2) \$360

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1051	130	Surcharge - late filing fee or oath	
1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1251	110	Extension for reply within first month	
1252	410	Extension for reply within second month	
1253	930	Extension for reply within third month	
1254	1,450	Extension for reply within fourth month	
1255	1,970	Extension for reply within fifth month	
1401	320	Notice of Appeal	
1402	320	Filing a brief in support of an appeal	
1403	280	Request for oral hearing	
1452	110	Petition to revive - unavoidable	
1453	1,300	Petition to revive - unintentional	
1501	1,300	Utility issue fee (or reissue)	
1502	470	Design issue fee	
1460	130	Petitions to the Commissioner	
1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	Submission of Information Disclosure Statement	
8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	For each additional invention to be examined (37 CFR 1.129(b))	
1801	750	Request for Continued Examination (RCE)	
Other fee (specify) _____			
Other fee (specify) _____			
SUBTOTAL(3)			<u>\$0</u>

SUBMITTED BY

Typed or Printed Name CAROL S. QUAGLIATO

Signature Carol S. Quagliato

Date 07/22/2003

Complete (if applicable)

Reg. Number 35,330

Deposit Account User ID

IN DUPLICATE